

**RECEIVED
CENTRAL FAX CENTER****JAN 06 2005**

WORKMAN NYDEGGER
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

TELECOPIER COVER SHEET

January 6, 2005

Total Number of Pages
(including cover letter):

24

Please deliver the transmitted facsimile pages to:

Examiner Hai V. Tran

Business Phone (703) 308-7372
Telecopier Phone: (703) 872-9306
From: JENS C. JENKINS
Comments: Please see attached.
Docket No. 14531.82.1.1
Serial No. 10/029,055

We are transmitting from a Sharp FO-750 or Sharp FO-6100 facsimile machine. If you do not receive all the pages or they are unreadable, please contact me as soon as possible at (801) 533-9800.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CM0000005250V001

FILED VIA FACSIMILE

PATENT APPLICATION

Docket: 14531.82.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Daniel J. Zigmond et al.

RECEIVED
CENTRAL FAX CENTER

Serial No. 10/029,055

JAN 06 2005

Filed: October 25, 2001

Confirmation No. 4315

For: INTERACTIVE TELEVISION RECEIVER UNIT BROWSER
THAT WAITS TO SEND REQUESTS

Examiner: Hai V. Tran

Customer No. 47973

) Art Unit
) 2611**CERTIFICATE OF FACSIMILE TRANSMISSION**Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that this paper is being transmitted via facsimile to the Patent and Trademark Office to phone no. (703) 82-9306 (Formal Fax No.) on the date shown below.

- Amendment "B" (11 pages)
- Terminal Disclaimer (2 pgs.)
- Associate Power of Attorney (2 pages)
- Form PTO-2038 in the amount of \$130.00
- Transmittal Letter (2 pages)

Dated this 6 day of January 2005.

Respectfully submitted,

JENS C. JENKINS
Registration No. 44,803
Attorney for Applicant

Customer No. 47973

RDN:JCJ:cm
CM0000005244V001

PAGE 3/24 * RCVD AT 1/6/2005 5:29:11 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/3 * DNIS:8729306 * CSID:8013281707 * DURATION (mm-ss):10-18

RECEIVED
CENTRAL FAX CENTER

JAN 06 2005

The fee has been calculated as follows.

| | | | SMALL ENTITY | | LARGE ENTITY | |
|---|---------------------------------------|------------------|--------------|-------------|--------------|----------------|
| CLAIMS REMAINING AFTER | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADD'T'L FEE | RATE | ADD'T'L FEE |
| Total = 33 | 33 | 0 | X | | X 50 | 0 |
| Independent = 4 | 4 | 0 | x | | X 200 | 0 |
| 1 st PRESENTATION OF MULTIPLE DEPENDENT CLAIM | | | += | | += | 0 |
| | | | TOTAL | | TOTAL | 0 |

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

X Any fees for filing the terminal disclaimer under 37 CFR §§ 1.321(c) and 1.20(d).

Dated this 6 day of January 2005.

Respectfully submitted,



RICK D. NYDEGGER
 Registration No. 28,651
 JENS C. JENKINS
 Registration No. 44,803
 Attorneys for Applicant

Customer No. 47973

RDN:JCJ:cm
 CM0000005243V001

**RECEIVED
CENTRAL FAX CENTER**

JAN 06 2005

FILED VIA FACSIMILE

PATENT APPLICATION

Docket No. 14531.82.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Daniel J. Zigmond et al.

Serial No. 10/029,055

Filed: October 25, 2001

Conf. No. 4315

**For: INTERACTIVE TELEVISION RECEIVER UNIT BROWSER
THAT WAITS TO SEND REQUESTS**

Examiner: Hai V. Tran

Customer No. 47973

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Declarant, Jens C. Jenkins, represents that he is the Attorney of Record for WebTV Networks, Inc., a corporation of the State of California, having a principal place of business at 1065 La Avenida Avenue, Mountain View, California 94043, and that he is authorized to make this Declaration and execute this Terminal Disclaimer on behalf of WebTV Networks, Inc. Declarant further represents that WebTV Networks, Inc. is the assignee of the entire interest, as shown by the Assignment recorded at reel 10285, frame 539 (a copy of which is attached hereto as Exhibit A) in the records of the U.S. Patent and Trademark Office, of the above-identified application, and also of the parent application, now U.S. Patent No. 6,330,719 (as also shown by the recorded assignment at Exhibit A). Declarant hereby further certifies that the evidentiary

document at Exhibit A has been reviewed by him/her, and to the best of the Declarant's knowledge and belief, title is in the Assignee seeking to take action.

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of said U.S. Patent No. 6,330,719 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U.S. Patent No. 6,330,719, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

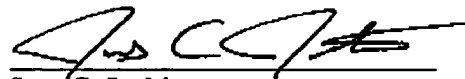
The Assignee does not disclaim any terminal part of any patent granted on the above-identified application that would extend beyond the term of said U.S. Patent No. 6,330,719 in the event that said U.S. Patent No. 6,330,719 later: (a) expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a); (b) has all claims cancelled by a reexamination certificate; or (c) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Declarant further declares that all statements made herein of Declarant's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED this 6 day of January 2005.

WebTV Networks, Inc.

By:



Jens C. Jenkins

Attorney for Applicant

Registration No. 44,803

Customer No. 47973

RDN:JCJ:cm
CM0000005242V001